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THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 09/664,843

Patent No.: 09/664,843

Applicant: Dan Kikinis

Filed: September 19, 2000

TC/A.U.: 2671

RECEIVED

Examiner: Kimbinh T. Nguyen JAN 30 2004

Docket No.: ISURFTV132 OFFICE OF PETITIONS

Customer No.: 33448

PETITION FOR REVIVAL  
OF UNINTENTIONALLY ABANDONED  
PATENT APPLICATION

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

SIR:

Applicant and the undersigned patent attorney hereby petition to revive the above-referenced application which was unintentionally abandoned due to a failure to respond to a first office action. The relevant facts and circumstances are detailed below.

The patent office mailed an Office Action on October 22, 2002 to the original assignee's former patent counsel. Unfortunately, the original assignee did not have adequate funding to pay for preparation of a response to the outstanding office action. As a result of this unintentional failure to respond, the instant application went abandoned on January 22, 2003.

In July of 2003, approximately six months after the date of the abandonment, the current assignee received its interest in the instant application along with numerous other

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pending applications. Subsequent to the transfer of ownership, the application files were transferred from the original assignee's counsel to the attention of the undersigned. Based on review and analysis of the instant application and the prior art rejections set forth by the Examiner, the undersigned determined that a response to the outstanding office action could have and should have been filed. In light of the foregoing the undersigned submits that it was only as a result of the inability to pay for the preparation of a timely response that the instant application was unintentionally abandoned.

This petition is being filed shortly after it was determined that a response to the outstanding office action could have and should have been made in this application. In light of the foregoing, the undersigned states that all of the delay in filing the attached response was unintentional.

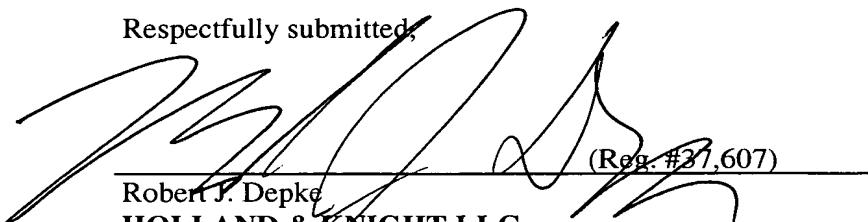
A check in the amount of \$1,330.00 for payment of the Petition fee as well as the Response to the outstanding Office Action is enclosed. If any additional fees are required, authorization is hereby given to charge our Deposit Account Number 50-1794.

Applicant requests that this application now be revived and that the attached response now be considered.

Respectfully submitted,

Date: January 22, 2004

(Reg. #37,607)

  
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**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail on January 22, 2004 in an envelope addressed to:

**Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450**



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Attorney for Applicants